

Antidumping / Countervailing Duty

STATUS

- CBP appreciates the continued support of the AD/CVD working group of the Commercial Operations Advisory Committee (COAC) Trade Enforcement and Revenue Collection (TERC) subcommittee. The AD/CVD working group continues to be instrumental in CBP's enforcement efforts by providing invaluable private sector feedback to CBP through the COAC.
- The working group has been focused on public outreach and education to foster greater AD/CVD compliance, including:
 - Increasing the availability of information for importers and downstream buyers to increase compliance with AD/CVD import requirements.
 - Enhance the AD/CVD information available on its CBP.gov website.
 - CSMS messaging by U.S. Department of Commerce to actively push out AD/CVD information.
- The working group has also discussed other key areas such as issues related to bonding for AD/CVD, and CBP's initiative to enforce the AD/CVD duties on post-summary corrections and post-entry amendments.
- The working group has devoted a significant amount of time learning about CBP initiatives in trade enforcement and U.S. Department of Commerce AD/CVD processes to provide background that will assist with the development of recommendations.
- The new leadership of the working group has begun to discuss new priorities in the initial sessions held so far.

BACKGROUND

- CBP collects estimated AD/CVD duties on over 300 AD/CVD cases when merchandise arrives in the United States. CBP employs significant national assets from across the agency to target AD/CVD evasion, including import trade trend and valuation analysis, the use of targeted reviews and audits to address high-risk cases, lab testing, and special operations.
- CBP and ICE/HSI have had increasing success in identifying, penalizing, and disrupting distribution channels of imported goods that seek to evade AD/CVD. In FY 2014, CBP levied 29 monetary penalties totaling over \$61 million on importers for fraud, gross negligence, and negligence for AD/CVD violations under 19 USC § 1592. CBP and ICE/HSI seized shipments of AD/CVD commodities, with a domestic value of over \$210,000 for violations of AD/CVD and related laws.
- In FY 2014, CBP conducted 78 audits of importers of AD/CVD commodities with AD/CVD discrepancies of \$24.6 million. CBP collected \$8.5 million.
- The Commercial Operations Advisory Committee (COAC) Trade Enforcement and Revenue Collection (TERC) subcommittee formed the AD/CVD working group to generate advice and develop recommendations specific to AD/CVD. The AD/CVD working group consists of COAC members and nonmembers. External members of the working group includes importers, customs brokers, sureties, U.S. manufacturers, legal representatives of importers and U.S. manufacturers, as well as participants from the U.S. Department of Commerce and U.S. Immigration and Customs Enforcement, Homeland Security Investigations.